



1644

PATENT
ATTORNEY DOCKET NO. 056159-5041

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Inventors: Leo G.J. FRENKEN *et al.*)
)
Application No.: 09/807,172) Group Art Unit: 1644
)
Filed: April 10, 2001) Examiner: Dibrino, M.
)
For: ANTIGEN-BINDING PROTEINS)

Commissioner of Patents and Trademarks
U.S. Patent and Trademark Office
Customer Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

AMENDMENT TRANSMITTAL FORM

1. Transmitted herewith is an Amendment and Response to Office Action dated September 26, 2005 in connection with the above application.
2. Additional Documents:
3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

☐ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

Total Months	Fee for	[Fee for Small
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<u>Requested</u>	<u>Extension</u>	<u>Entity]</u>
<input type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input type="checkbox"/> two months	\$ 450.00	\$ 225.00
<input type="checkbox"/> three months	\$ 1,020.00	\$ 510.00
<input type="checkbox"/> four months	\$ 1,590.00	\$ 795.00
<input type="checkbox"/> five months	\$ 2,160.00	\$1,080.00

Extension of time fee due with this request: \$_____.

If an additional extension of time is required, please consider this a Petition therefor.

- ☐ An extension for _____ months has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

4. Fee Calculation (37 C.F.R. § 1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. § 1.16(c))		minus	20	0	x \$50 each=	+ \$0
Independent Claims (37 C.F.R. § 1.16(b))		minus	3	0	x \$200 each=	+ \$0
[] First presentation of Multiple dependent claim(s)					\$360.00	+ \$0
SUB-TOTAL =						\$0
Reduction by 2 for filing by a small entity						- \$0
TOTAL FEE =						\$0

5. Constructive Petition

- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a

CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with
37 C.F.R. § 1.136(a)(3).

6. Fee Payment

☐ The Commissioner is hereby authorized to charge \$_____ to Deposit
Account 50-0310.

☒ The Commissioner is hereby authorized to charge any additional fees which may
be required, including fees due under 37 CFR § 1.16 and 1.17, or credit any
overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: December 12, 2005

By:



Paul N. Kokulis

Reg. No. 16,773

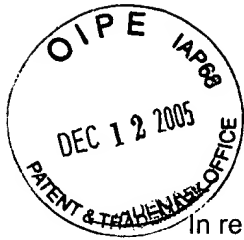
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1111 Pennsylvania Avenue, NW

Washington, D.C. 20004

202-739-3000



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AMENDMENT AND RESPONSE

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Alexandria, VA 22314

Sir:

In response to the Office Action dated September 26, 2005, please amend the above-referenced application as follows: